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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8681 OF 2006

State of Maharashtra
through Government Photo Zinco
Press, Pune ... Petitioner

V/s.

Raju N. Gaikwad ... Respondent

Mr.C.R. Sonawane, AGP, for Petitioner

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **MARCH 30, 2007**

P.C.:

. By this Petition, the Petitioner has challenged the ex-parte award dated 14.12.2005. The Labour Court by this award has granted reinstatement in service to the respondent workman as it was of the view that his termination from service w.e.f. 1.1.1998 was illegal. The present Petitioner did not file a written statement before the Labour Court. The ground mentioned in the Petition is that through inadvertence, the Petitioner failed to file the written statement. The Reference was pending before the Labour Court for three years. Therefore, the reason given by the Petitioner for not filing the written statement cannot be accepted. Apart from this, there is no cross-examination by the Petitioner of the respondent-workman. In such circumstances, there is no need to interfere with the ex-parte award of the Labour Court. Petition rejected.